

01
02
03
04
05
06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR03-537-TSZ
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 STACI CLIFFORD,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
13

14 An evidentiary hearing on supervised release revocation in this case was scheduled before
15 me on October 12, 2006. The United States was represented by AUSA Mark Parrent and the
16 defendant by Robert H. Gombiner. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about April 28, 2004 by the Honorable Thomas S.
18 Zilly on a felony charge of Theft of Public Money, and sentenced to 30 months custody, 3 years
19 supervised release. (Dkt. 19).

20 The conditions of supervised release included the standard conditions plus the requirements
21 that defendant not possess any firearms, submit to mandatory drug testing, participate in substance
22 abuse treatment, abstain from the use of alcohol, submit to search, refrain from gambling or

SUMMARY REPORT OF U.S. MAGISTRATE JUDGE AS
TO ALLEGED VIOLATIONS OF SUPERVISED RELEASE
PAGE 1

01 entering a gambling establishment, attend Gamblers' Anonymous meetings, pay restitution in the
02 amount of \$124,639.00, provide access to financial information, maintain a single checking
03 account for all financial transactions, disclose all assets and liabilities, not incur any new credit or
04 financial obligations, refrain from employment with direct access to cash or negotiable instruments
05 unless employer is notified, and notify her probation officer of any change in financial
06 circumstances.

07 In an application dated August 28, 2006 (Dkt 21), U.S. Probation Officer Jerrod Akins
08 alleged the following violations of the conditions of supervised release:

09 1. Consuming alcohol on August 18, 2006 in violation of the special condition that
10 she refrain from the use of alcohol.

11 2. Committing the crime of driving under the influence, in violation of the general
12 condition that she not commit another federal, state or local crime.

13 3. Failing to make payments toward restitution as instructed by the probation office,
14 in violation of the special condition that she pay restitution in the amount of \$124,639 in monthly
15 installments of not less than 10% of her gross monthly household income.

16 Defendant was advised in full as to those charges and as to her constitutional rights.

17 Defendant admitted alleged violation 1 and waived any evidentiary hearing as to whether
18 it occurred. The government moved to dismissed alleged violations 2 and 3.

19 I therefore recommend the Court find defendant violated her supervised release as alleged
20 in violation 1, and that the Court conduct a hearing limited to the issue of disposition. I
21 recommend that the Court dismiss violations 2 and 3. The next hearing will be set before Judge
22 Zilly.

01 Pending a final determination by the Court, defendant has been released on the conditions
02 of supervision.

03 DATED this 12th day of October, 2006.

04 

05 Mary Alice Theiler
06 United States Magistrate Judge

07
08 cc: District Judge: Honorable Thomas S. Zilly
09 AUSA: Mark Parrent
10 Defendant's attorney: Robert H. Gombiner
11 Probation officer: Jerrod Akins
12
13
14
15
16
17
18
19
20
21
22